

Request for Domestic Violence Restraining Order

Information about You:

Full Name (First, Middle, and Last): _____

Street Address: _____

City: _____ State: ____ Zip: _____

Telephone No.: _____

Male: ____ Female: ____

Date of Birth: _____

Information about the Restrained Person:

Name: _____

Street Address: _____

City: _____ State: ____ Zip Code: _____

Male: ____ Female: ____

Weight: (in pounds) _____

Height: Feet: ____ Inch: _____

Race: _____

Hair Color: _____

Eye Color: _____

BIRTH DATE: _____ AND/OR

APPROXIMATE AGE: _____

Do You Have Children With

Yes: ____

No: ____

Information about Your Children With

Name:

Date of Birth:

Household and Family Members Who Also Need Protection:

Name:	Age:	Lives With You?	How Related to You?
_____	_____	Yes: ____ No: ____	_____
_____	_____	Yes: ____ No: ____	_____
_____	_____	Yes: ____ No: ____	_____
_____	_____	Yes: ____ No: ____	_____

In addition to you, how many members of your family (and others living in your household) need protection from

- 0** _____
- 1** _____
- 2** _____
- 3** _____
- 4** _____

When did the Abuse Occur?

Date of Most Recent Abuse: _____

Date of 2nd Most Recent Abuse: _____

Date of Other Recent Abuse: _____

PLEASE NOTE:

To get the results of your temporary restraining order today, forms must be completed and **filed/endorsed** by 2:00 p.m. The results will be given at 4 p.m., Room 102, Window 3.

SPACE RESERVED FOR
FILED/ENDORSED STAMP

APPLICATION FOR DOMESTIC VIOLENCE RESTRAINING ORDER

CASE NUMBER: _____

PLAINTIFF'S NAME: _____

PLAINTIFF'S DATE OF BIRTH: _____

DEFENDANT'S NAME: _____

DEFENDANT'S DATE OF BIRTH
OR APPROXIMATE AGE : _____

Clerk stamps date here when form is filed.

1 Name of person asking for protection: _____Address (*skip this if the person above has a lawyer*) (*If you want your home address to be private, give a mailing address instead*): _____

City: _____ State: _____ Zip: _____

Telephone (*optional*): _____ Fax (*optional*): _____Your lawyer (*if you have one*): _____

Name: _____ State Bar no.: _____

Firm name: _____

Street address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

E-mail: _____

Fill in court name and street address:

Superior Court of California, County of _____

Clerk fills in case number when form is filed.

Case Number: _____**2** Name of person to be restrained: _____*The court will fill out the rest of this form.***To the Person in 2****3** **Notice of Court Hearing****A court hearing is scheduled on the request for orders against you to stop domestic violence.****Hearing
Date**→ Date: _____ Time: _____
Dept.: _____ Room: _____

Name and address of court if different from above: _____

If you want to respond to the request for orders in writing, file Form DV-120, *Answer to Temporary Restraining Order*. Whether or not you respond in writing, go to the hearing. You may tell the court why you agree or disagree with the orders requested. You may bring witnesses and other evidence. **At the hearing, the court may make restraining orders against you that could last up to five years. The judge may also make other orders about your children, child support, spousal support, money, and property and may order you to turn in or sell any firearms that you own or possess.**

4 **Temporary Restraining Orders** (*any orders granted are attached on Form DV-110*)a. Temporary restraining orders for personal conduct, stay away, and protection of animals, as requested in Form DV-100, *Request for Order*, are:(1) ☐ All **granted** until the court hearing(2) ☐ All **denied** until the court hearing (*specify reasons for denial in (b)*)(3) ☐ Partly **granted** and partly **denied** until the court hearing (*specify reasons for denial in (b)*)

b. Requested temporary restraining orders for personal conduct, stay away, and protection of animals are denied because:

(1) ☐ The facts as stated in form DV-100 do not show reasonable proof of a past act or acts of abuse. (Family Code, §§ 6320 and 6320.5)**This is a Court Order.**

Your name: _____

- (2) ☐ The facts do not describe in sufficient detail the most recent incidents of abuse, such as what happened, the dates, who did what to whom, or any injuries or history of abuse.
- (3) ☐ Further explanation of reason for denial, or reason not listed above:

5 Service of Documents and Time for Service—for Both Parties

To the Person in ①

At least ____ days before the hearing, someone age 18 or older—**not you or anyone else to be protected**—must personally give (serve) a court’s file-stamped copy of this form (DV-109, *Notice of Court Hearing*) to the person in ② along with a copy of all the forms indicated below:

- a. Form DV-100, *Request for Order*, with applicable attachments (file-stamped)
- b. ☐ Form DV-110, *Temporary Restraining Order*, with applicable attachments (file-stamped) **if granted by judge**
- c. Form DV-120, *Answer to Temporary Restraining Order* (blank form)
- d. Form DV-250, *Proof of Service by Mail* (blank form)
- e. ☐ Other (*specify*): _____

- The court cannot make the restraining orders after the court hearing unless the person in ② has been personally given (served) a copy of your request and any temporary orders. To show that the person in ② has been served, the person who served the forms must fill out a proof of service form. Form DV-200, *Proof of Service (In Person)* may be used.
- For information about service, read Form DV-210-INFO, *What Is “Proof of Service”?*
- If you are unable to serve the person in ② in time, you may ask for more time to serve the documents. Read Form DV-126-INFO, *How to Reissue a Temporary Restraining Order*.

To the Person in ②

- If you want to respond in writing, mail a copy of your completed Form DV-120, *Answer to Temporary Restraining Order*, to the person in ① **at least ____ days before the hearing**. You cannot mail Form DV-120 yourself. Someone age 18 or older—**not you**—must do it.
- To show that the person in ① has been served by mail, the person who mailed the forms must fill out a proof of service form. Form DV-250, *Proof of Service by Mail*, may be used. File the completed form with the court before the hearing and bring it with you to the hearing.
- For information about responding to a restraining order and filing your answer, read Form DV-540-INFO, *Information for the Restrained Person*.

Date: _____

*Judicial Officer***This is a Court Order.**

Your name: _____

*(Clerk will fill out this part.)***—Clerk's Certificate—**

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

*Clerk's Certificate**[seal]***Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8.)

Date: _____

Clerk, by _____, Deputy

Right to Cancel Hearing: Information for the Person in ①

- If item ④(a)(2) or (a)(3) on page 1 is checked, the judge has denied some or all of the temporary orders you requested until the court hearing. The judge may make the orders you want after the court hearing. You can keep the hearing date, or you can cancel your request for orders so there is no court hearing.
- If you want to cancel the hearing, use Form DV-112, *Waiver of Hearing on Denied Request for Temporary Restraining Order*. Fill it out and file it with the court as soon as possible. You may file a new request for orders, on the same or different facts, at a later time.
- If you cancel the hearing, do not serve the documents listed in item ⑤ on the other person.
- If you want to keep the hearing date, you must have all of the documents listed in item ⑤ served on the other person within the time listed in item ⑤.

Clerk stamps date here when form is filed.

Person in ① must complete items ①, ②, and ③ only.

① Name of protected person: _____

Address (*skip this if the person above has a lawyer*) (*If you want your home address to be private, give a mailing address instead*): _____

City: _____ State: _____ Zip: _____

Telephone (*optional*): _____ Fax (*optional*): _____

Your lawyer (*if you have one*):

Name: _____ State Bar no.: _____

Firm name: _____

Street address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

E-mail: _____

Fill in court name and street address:

Superior Court of California, County of

Clerk fills in case number when form is filed.

Case Number:

② Name of restrained person: _____

Description of restrained person:

Sex: ☐ M ☐ F Height: _____ Weight: _____ Date of Birth: _____

Hair Color: _____ Eye Color: _____ Age: _____ Race: _____

Mailing address (if known): _____

City: _____ State: _____ Zip: _____

③ ☐ **Additional Protected Persons**

In addition to the person named in ①, the following persons are protected by temporary orders as indicated in items ⑤ and ⑥ (*family or household members*):

<u>Full Name</u>	<u>Relationship to Person in ①</u>	<u>Sex</u>	<u>Age</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

☐ Check here if there are additional protected persons. List them on an attached sheet of paper and write, "DV-110, Item 3, Additional Protected Persons" as a title.

The court will complete the rest of this form.

④ **Expiration Date**

This order expires at the date and time of the hearing below:

Hearing date: _____ Time: _____ ☐ a.m. ☐ p.m.

This is a Court Order.

Your name: _____

To the Person in ②

The court has granted the temporary orders checked below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

5 Personal Conduct Orders ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**You must **not** do the following things to the person in ① and ☐ persons in ③:

- a. ☐ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, or block movements.
- b. ☐ Contact (directly or indirectly), telephone, send messages, mail, or e-mail.
☐ Brief and peaceful contact as required for court-ordered visitation of children is allowed unless a criminal protective court order says otherwise.
- c. ☐ Take any action, directly or through others, to obtain the addresses or locations of the persons in ① and ③. (If item c is not checked, the court has found good cause not to make this order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

6 Stay-Away Order ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**a. You **must** stay at least (*specify*): _____ yards away from the person in ① and:(1) ☐ Home ☐ Vehicle ☐ School of person in ① (4) ☐ The children's school or child care(2) ☐ The job or workplace of person in ①(5) ☐ Other (*specify*): _____(3) ☐ The persons in ③ _____

- b. ☐ Brief and peaceful contact as required for court-ordered visitation of children is allowed unless a criminal protective court order says otherwise.

7 Move-Out Order ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**

You must take only personal clothing and belongings needed until the hearing and move out immediately from (*address*): _____

8 Child Custody and Visitation Order ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**

You must follow the orders listed in attached Form DV-140, *Child Custody and Visitation Order*.

9 No Guns or Other Firearms or Ammunition

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
- b. You must:
- Sell to a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms within your immediate possession or control. This must be done within 24 hours of being served with this order.
 - File a receipt with the court within 48 hours of receiving this order that proves guns have been turned in or sold. (You may use Form DV-800, Proof of Firearms Turned In or Sold, for the receipt.)
- c. ☐ The court has received information that you own or possesses a firearm.

This is a Court Order.

Your name: _____

10 Property Control ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**Until the hearing, *only* the person in ① can use, control, and possess the following property and things:
_____**11 Property Restraint** ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**If the people in ① and ② are married to each other or are registered domestic partners, they must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, each person must notify the other of any new or big expenses and explain them to the court. (*You cannot contact the person in ① if the court has made a "no contact" order.*)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

12 Animals: Possession and Stay-Away Order ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**The person in ① is given the sole possession, care, and control of the animals listed below. The person in ② must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____
_____**13 Unlawful Communications May Be Recorded** ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**

The person in ① can record communications made by you that violate the judge's orders.

14 Other Orders ☐ **Granted** ☐ **Not Granted** ☐ **Not Requested**

_____☐ Additional orders are attached at the end of this order as DV-110, Attachment 14.**15 No Fee to Notify (Serve) Restrained Person**

If the sheriff serves this order, he or she will do it for free.

16 Criminal Protective Ordera. ☐ A criminal protective order or Form CR-160, *Criminal Protective Order—Domestic Violence*, is in effect.

Case Number: _____ County: _____ Expiration Date: _____

b. ☐ No information has been provided to the judge about a criminal protective order.**17** If the judge makes a restraining order at the hearing, which has the same orders as in this form, you will get a copy of that order by mail at your last known mailing address, which is written in ②. If this address is not correct, or to know if the orders were made permanent, contact the court.

Date: _____

*Judge (or Judicial Officer)***This is a Court Order.**

Your name: _____

Certificate of Compliance With VAWA

This temporary protective order meets all “full faith and credit” requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

Warnings and Notices to the Restrained Person in 2**You Cannot Have Guns or Firearms**

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, or ammunition while this order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms that you have or control as stated in item ⑨ above. The court will require you to prove that you did so.

If You Do Not Obey This Order, You Can Be Arrested and Charged With a Crime

- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.
- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- Read Form DV-540-INFO, *Information for the Restrained Person*, to learn how to respond to this order.

Child Custody, Visitation, and Support

- **Child custody and visitation:** If you do not go to the hearing, the judge can make custody and visitation orders for your children without hearing your side.
- **Child support:** The judge can order child support based on the income of both parents. The judge can also have that support taken directly from your paycheck. Child support can be a lot of money, and usually you have to pay until the child is age 18. File and serve a *Financial Statement (Simplified)* (Form FL-155) or an *Income and Expense Declaration* (Form FL-150) so the judge will have information about your finances. Otherwise, the court may make support orders without hearing from you.
- **Spousal support:** File and serve an *Income and Expense Declaration* (Form FL-150) so the judge will have information about your finances. Otherwise, the court may make support orders without hearing from you.

This is a Court Order.

Case Number:

Your name: _____

Instructions for Law Enforcement

This order is effective when made. It is enforceable anywhere in all 50 states, the District of Columbia, all tribal lands, and all U.S. territories and shall be enforced as if it were an order of that jurisdiction by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency shall advise the restrained person of the terms of the order and then shall enforce it. Violations of this order are subject to criminal penalties.

(Clerk will fill out this part.)

—Clerk's Certificate—

Clerk's Certificate
[seal]

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of

Clerk fills in case number when form is filed.

Case Number:

1 Your name (person asking for protection):

Your address (*skip this if you have a lawyer*): (*If you want your address to be private, give a mailing address instead*):

City: _____ State: _____ Zip: _____

Your telephone number (*optional*): _____

Your lawyer (*if you have one*): (*Name, address, telephone number, and State Bar number*):

2 Name of person you want protection from:

Description of that person: Sex: ☐ M ☐ F Height: _____

Weight: _____ Race: _____ Hair Color: _____

Eye Color: _____ Age: _____ Date of Birth: _____

3 Besides you, who needs protection? (*Family or household members*):

Full Name	Age	Lives with you?	How are they related to you?
_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

☐ Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 3—Protected People" by your statement. NOTE: In any item that asks for Form MC-020, you can use an 8 1/2 x 11-inch sheet of paper instead.

4 What is your relationship to the person in **2**? (*Check all that apply*):

- a. ☐ We are now married or registered domestic partners.
- b. ☐ We used to be married or registered domestic partners.
- c. ☐ We live together.
- d. ☐ We used to live together.
- e. ☐ We are relatives, in-laws, or related by adoption (*specify relationship*): _____
- f. ☐ We are dating or used to date.
- g. ☐ We are engaged to be married or were engaged to be married.
- h. ☐ We are the parents together of a child or children under 18:

Child's Name: _____	Date of Birth: _____
Child's Name: _____	Date of Birth: _____
Child's Name: _____	Date of Birth: _____
- i. ☐ We have signed a Voluntary Declaration of Paternity for our child or children. (*Attach a copy if you have one.*)

☐ Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 4h" by your statement.

This is not a Court Order.

Your name: _____

5 Other Court Cases

- a. Have you and the person in
- (2)**
- been involved in another court case?
- ☐
- No
- ☐
- Yes

If yes, where? County: _____ State: _____

What are the case numbers? (If you know): _____

What kind of case? (Check all that apply):

- ☐ Registered Domestic Partnership ☐ Divorce/Dissolution ☐ Parentage/Paternity ☐ Legal Separation
☐ Domestic Violence ☐ Criminal ☐ Juvenile ☐ Child Support ☐ Nullity ☐ Civil Harassment
☐ Other (specify): _____

- b. Are there any domestic violence restraining/protective orders now (criminal, juvenile, family)?

☐ No ☐ Yes If yes, attach a copy if you have one.**What orders do you want? Check the boxes that apply to your case. ☒****6 ☐ Personal Conduct Orders**I ask the court to order the person in **(2)** not to do the following things to me or any of the people listed in **(3)**:

- a. ☐ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, or block movements
b. ☐ Contact (either directly or indirectly), or telephone, or send messages or mail or e-mail

*The person in **(2)** will be ordered not to take any action to get the addresses or locations of any protected person, their family members, caretakers, or guardians unless the court finds good cause not to make the order.***7 ☐ Stay-Away Order**I ask the court to order the person in **(2)** to stay at least _____ yards away from (check all that apply):

- a. ☐ Me e. ☐ The children's school or child care
b. ☐ The people listed in **(3)** f. ☐ My vehicle
c. ☐ My home g. ☐ Other (specify): _____
d. ☐ My job or workplace _____

If the person listed in **(2)** is ordered to stay away from all the places listed above, will he or she still be able to get to his or her home, school, job, or place of worship? ☐ Yes ☐ No (If no, explain): _____**8 ☐ Move-Out Order**I ask the court to order the person in **(2)** to move out from and not return to (address): _____

I have the right to live at the above address because (explain): _____

9 ☐ Child Custody, Visitation, and Child SupportI ask the court to order child custody, visitation, and/or child support. *You must fill out and attach Form DV-105.***10 ☐ Spousal Support***You can make this request only if you are married to, or are a registered domestic partner of, the person in **(2)** and no spousal support order exists. To ask for spousal support, you must fill out, file, and serve Form FL-150 before your hearing.***This is not a Court Order.**

Your name: _____

11 ☐ **Record Unlawful Communications**I ask for the right to record communications made to me by the person in **(2)** that violate the judge's orders.**12** ☐ **Property Control**I ask the court to give *only* me temporary use, possession, and control of the property listed here:

_____**13** ☐ **Animals: Possession and Stay-Away Order**I ask for the sole possession, care, and control of the animals listed below. I ask the court to order the person in **(2)** to stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____
_____I ask for the animals to be with me because: _____
_____**14** ☐ **Debt Payment**I ask the court to order the person in **(2)** to make these payments while the order is in effect:☐ *Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 14—Debt Payment" by your statement.*

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

15 ☐ **Property Restraint**I am married to or have a registered domestic partnership with the person in **(2)**. I ask the judge to order that the person in **(2)** not borrow against, sell, hide, or get rid of or destroy any possessions or property, except in the usual course of business or for necessities of life. I also ask the judge to order the person in **(2)** to notify me of any new or big expenses and to explain them to the court.**16** ☐ **Attorney Fees and Costs**I ask that the person in **(2)** pay some or all of my attorney fees and costs.*You must complete and file Form FL-150, Income and Expense Declaration.***17** ☐ **Payments for Costs and Services**I ask that the person in **(2)** pay the following:*You can ask for lost earnings or your costs for services caused directly by the person in **(2)** (damaged property, medical care, counseling, temporary housing, etc.). You must bring proof of these expenses to your hearing.*

Pay to: _____ For: _____ Amount: \$ _____

Pay to: _____ For: _____ Amount: \$ _____

18 ☐ **Batterer Intervention Program**I ask the court to order the person listed in **(2)** to go to a 52-week batterer intervention program and show proof of completion to the court.**19** ☐ **No Fee to Serve (Notify) Restrained Person***If you want the sheriff or marshal to serve (notify) the restrained person about the orders for free, ask the court clerk what you need to do.***This is not a Court Order.**

Your name: _____

20 ☐ **More Time for Notice**

I need extra time to notify the person in **(2)** about these papers. Because of the facts explained on this form, I want the papers served up to _____ days before the date of the hearing. *For help, read Form DV-210-INFO. If necessary, add additional facts:* _____

21 ☐ **Other Orders**

What other orders are you asking for? _____

☐ *Check here if you need more space. Attach Form MC-020 and write "DV-100, Item 21—Other Orders" by your statement.*

22 **Guns or Other Firearms**

I believe the person in **(2)** owns or possesses guns or firearms. ☐ Yes ☐ No ☐ I don't know

*If the judge approves the order, the person in **(2)** will be required to sell to a gun dealer or turn in to police any guns or firearms that he or she owns or possesses.*

23 Describe the most recent abuse.

a. Date of most recent abuse: _____

b. Who was there? _____

c. What did the person in **(2)** do or say that made you afraid?

d. Describe any use or threatened use of guns or other weapons: _____

e. Describe any injuries: _____

f. Did the police come? ☐ No ☐ Yes

If yes, did they give you an Emergency Protective Order? ☐ Yes ☐ No ☐ I don't know

Attach a copy if you have one.


☐ *Check here if you need more space. Use Form MC-020 and write "DV-100, Item 23—Recent Abuse" by your statement.*

☐ *Check here if the person in **(2)** has abused you (or your children) other times. Use Form DV-101 or Form MC-020 to describe any previous abuse.*

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

Type or print your name

 _____
Sign your name

This is not a Court Order.

Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of

Clerk fill in case number when form is filed.

Case Number:

1 Protected person's name:

(first) (middle) (last)

Protected person's address (*skip this if you have a lawyer*) (*If you want your home address to be private, give a mailing address instead*):

City: _____ State: _____ Zip: _____

Telephone number (*optional*): _____

Lawyer (*if any*) (*Name, address, telephone number, and State Bar number*): _____

2 List the full names of all family or household members protected by this order: _____

3 Restrained person's name:

(first) (middle) (last)

Description of that person: Sex: ☐ M ☐ F Height: _____ Weight: _____ Race: _____
Hair Color: _____ Eye Color: _____ Age: _____ Date of Birth: _____
Relationship to protected person: _____

4 The court orders are on pages 2 and 3 and attachment pages (*if any*).

The hearing was on (*date*): _____ with (*name of judicial officer*): _____

The orders end on (*date*): _____ at (*time*): _____

- If no end date is written, the restraining order ends three years after the date of the hearing.
- If no time is written, the restraining order ends at midnight on the end date.
- Note: Custody, visitation, child support, and spousal support orders have different end dates. Custody, visitation, and child support orders usually end when the child is 18.

5 ☐ The people in **1** and **3** must return to court/department _____ on (*date*): _____
at (*time*): _____ ☐ a.m. ☐ p.m. to review (*specify issues*): _____

Certificate of Compliance With VAWA

This protective order meets all Full Faith and Credit requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA). This court has jurisdiction over the parties and the subject matter; the restrained person has been afforded reasonable notice and an opportunity to be heard as provided by the laws of this jurisdiction. **This order is valid and entitled to enforcement in each jurisdiction throughout the 50 United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.**

This is a Court Order.

Your name: _____

6 ☐ **Personal Conduct Orders**The person in **3** must **not** do the following things to the protected people listed in **1** and **2**:

- a. ☐ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, or block movements
- b. ☐ Contact (either directly or indirectly), telephone, or send messages or mail or e-mail
☐ Except for brief and peaceful contact as required for court-ordered visitation of children unless a criminal protective order says otherwise
- c. ☐ Take any action, directly or through others, to get the addresses or locations of any protected persons or of their family members, caretakers, or guardians. *(If item c is not checked, the court has found good cause not to make this order.)*

Peaceful written contact through a lawyer or through a process server or another person in order to serve legal papers is allowed and does not violate this order.

- ☐ A criminal protective order on Form CR-160 is in effect. Case Number: _____
County (if known): _____ Expiration Date: _____ *(If more orders, list them in item 17.)*

7 ☐ **Stay-Away Order**

- a. The person in **3** must stay at least (specify): _____ yards away from the person in **1** and:

- (1) ☐ Home ☐ Vehicle ☐ School of person in **1** (4) ☐ The children's school or child care
(2) ☐ The job or workplace of person in **1** (5) ☐ Other (specify): _____
(3) ☐ The persons in **2** _____

- b. ☐ Brief and peaceful contact as required for court-ordered visitation of children is allowed unless a criminal protective court order says otherwise.

8 ☐ **Move-Out Order**The person in **3** must move out immediately from (address): _____
_____**9** ☐ **Child Custody and Visitation**Child custody and visitation are ordered on the attached Form DV-140 or (specify other form): _____
_____**10** ☐ **Child Support**

Child support is ordered on the attached Form DV-160 or (specify other form): _____

11 ☐ **Spousal Support**

Spousal support is ordered on the attached Form FL-343 or (specify other form): _____

12 ☐ **Animals: Possession and Stay-Away Order**

The person in **1** is given the sole possession, care, and control of the animals listed below. The person in **3** must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____

This is a Court Order.

Your name: _____

13 No Guns or Other Firearms or Ammunition

- a. The person in ③ cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
- b. The person in ③ must:
- Sell to a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms within his or her immediate possession or control. This must be done within 24 hours of being served with this order.
 - File a receipt with the court within 48 hours of receiving this order that proves guns have been turned in or sold. (*Form DV-800, Proof of Firearms Turned In or Sold may be used for the receipt.*)
- c. ☐ The court has received information that the person in ③ owns or possesses a firearm.

14 ☐ Record Unlawful Communications

The person in ① has the right to record communications made by the person in ③ that violate the judge's orders.

15 ☐ Batterer Intervention Program

The person in ③ must go to and pay for a 52-week batterer intervention program and show written proof of completion to the court. This program must be approved by the probation department.

16 No Fee to Notify (Serve) Restrained Person

If the sheriff or marshal serves this order, he or she will do it for free.

17 ☐ Other Orders

Other orders relating to property control, debt payment, attorney fees, restitution, and/or other issues are in attached Form DV-170 or (*specify other form*): _____

18 Service

- a. ☐ The people in ① and ③ were at the hearing or agreed in writing to this order. No other proof of service is needed.
- b. ☐ The person in ① was at the hearing. The person in ③ was not.
- (1) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are the same as in Form DV-110 except for the end date. The person in ③ must be served. This order can be served by mail.
- (2) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are different from the orders in Form DV-110, or Form DV-110 was not issued. Someone—not the people in ① or ② — must personally "serve" a copy of this order to the person in ③.

19 Attached pages are orders.

- Number of pages attached to this five-page form: _____
- All of the attached pages are part of this order.
- Attachments include (*check all that apply*):
 - ☐ DV-140 ☐ DV-145 ☐ DV-150 ☐ DV-160 ☐ DV-170 ☐ FL-343
 - ☐ Other (*specify*): _____

Date: _____

*Judge (or Judicial Officer)***This is a Court Order.**

Your name: _____

Instructions for Law Enforcement**Start Date and End Date of Orders**

The orders *start* on the earlier of the following dates:

- The hearing date on page 1 *or*
- The date next to the judge's signature on page 3.

The orders *end* on the end date in item 4 on page 1. If no end date is listed, they end three years from the hearing date.

Arrest Required If Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Penal Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Family Code, § 6383.)

Consider the restrained person "served" (noticed) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; *or*
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the Domestic Violence Restraining Orders System (DVROS). (Fam. Code, § 6381(b)(c).)

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

Child Custody and Visitation

- The custody and visitation orders are on Form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.
- **Forms DV-100 and DV-105 are not orders. Do not enforce them.**

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Conflicting Orders

A protective order issued in a criminal case on Form CR-160 takes precedence in enforcement over any conflicting civil court order. (Pen. Code, § 136.2(e)(2).) Any nonconflicting terms of the civil restraining order remain in full force. An emergency protective order (Form EPO-001) that is in effect between the same parties and is more restrictive than other restraining orders takes precedence over all other restraining orders. (Pen. Code, § 136.2.)

This is a Court Order.

Your name: _____

Warnings and Notices to the Restrained Person in ③**If you do not obey this order, you can be arrested and charged with a crime.**

- It is a felony to take or hide a child against this order. You can go to prison and/or pay a fine.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.
- If you do not obey this order, you can go to prison and/or pay a fine.

You cannot have guns, firearms, and/or ammunition.

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to police any guns or firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect.

(Clerk will fill out this part)

—Clerk's Certificate—

[seal]

I certify that this *Restraining Order After Hearing (Order of Protection)* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

Clerk stamps here when form is filed.

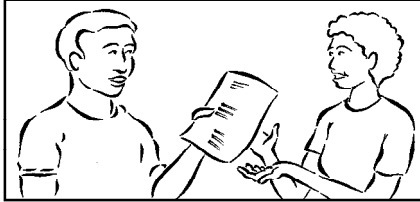
① Protected person's name: _____

② Restrained person's name: _____

③ **Notice to Server**

You must:

- Be 18 or over.
- Not be listed on the restraining order.
- Give a copy of all documents checked in ④ to the restrained person in ②.
(You cannot send them by mail.) Then sign this form and give or mail it to the protected person.



Fill in court name and street address:

Superior Court of California, County of _____

Clerk fills in case number when form is filled.

Case Number: _____

④ I gave the person in ② a copy of all documents checked below:

- a. ☐ DV-109 with DV-100 and a blank DV-120
(*Notice of Court Hearing; Request for Order; blank Answer to Temporary Restraining Order*)
- b. ☐ DV-110 (*Temporary Restraining Order*)
- c. ☐ DV-105 and DV-140 (*Child Custody, Visitation, and Support Request; Child Custody and Visitation Order*)
- d. ☐ FL-150 with a blank FL-150 (*Income and Expense Declaration*)
- e. ☐ FL-155 with a blank FL-155 (*Financial Statement (Simplified)*)
- f. ☐ DV-125 (*Reissue Notice of Court Hearing and Temporary Restraining Order*)
- g. ☐ DV-130 (*Restraining Order After Hearing*)
- h. ☐ Other (*specify*): _____

⑤ I gave copies of the documents checked above to the person in ② on:

- a. Date: _____ b. Time: _____ ☐ a.m. ☐ p.m.
- c. At this address: _____

⑥ **Server's Information**

Name: _____

Address: _____

Telephone: _____

(If you are a process server):

County of registration: _____ Registration number: _____

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: _____

Type or print server's name

Server to sign here

ATTORNEY OF RECORD OR PARTY WITHOUT ATTORNEY <i>(Name and Address)</i>	<i>For Court Use Only</i>
TELEPHONE NO; ATTORNEY FOR <i>(Name)</i> :	
SUPERIOR COURT OF CALIFORNIA , COUNTY OF SACRAMENTO STREET ADDRESS: 3341 Power Inn Road CITY AND ZIP CODE: Sacramento, CA 95826 BRANCH NAME: William R. Ridgeway Family Relations Courthouse	
REQUEST AND ORDER FOR FREE SERVICE OF RESTRAINING ORDER	Case Number:

1. Your name (person asking for protection): _____
 Your address *(skip this if you have a lawyer): (If you want your address to be private, give a mailing address instead):*

Address: _____

City: _____ State: _____ Zip: _____

Telephone *(optional)*: _____

Your lawyer *(if you have one): (Name, address, telephone number, and State Bar number):*

Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____

2. Name of person you want protection from:

3. I am entitled to free service of the restraining orders by the sheriff or marshal because (check either item a or b):

a. ☐ I asked for Domestic Violence or Elder & Dependent Adult Abuse prevention restraining orders.

b. ☐ I asked for Civil Harassment or Workplace Violence restraining orders and my request was based on my fear of
(check at least one box, if applicable):

(1) ☐ credible threat of violence.

(2) ☐ stalking.

(If you are not entitled to free service under a or b, you may be eligible under a fee waiver or may pay the sheriff or marshal to serve the restraining orders.)

I declare under penalty of perjury, under the laws of the State of California, that the information above is true and correct.

Date: _____

Type or print your name

Sign your name

4. The sheriff or marshal shall serve the restraining order:

☐ Without Cost

☐ With Cost to the person in item #1

☐ Domestic Violence

☐ Elder/Dependent Adult Abuse

☐ Workplace Violence (based on credible threat of violence or stalking)

☐ Civil Harassment (based on credible threat of violence or stalking)

Date: _____

☐ Clerk , by _____, Deputy

☐ _____

Judge of the Superior Court

☒ This form is attached to DV-100, Item 21.

1 Your name: _____

2 Name of person you want protection from (restrained person): _____

3 Describe the 2nd most recent abuse.

a. Date of 2nd most recent abuse: _____

b. Who was there? _____

c. What did the person in ② do or say to you that made you afraid? _____

d. Describe any use or threatened use of guns or other weapons. _____

e. Describe any injuries. _____

f. Did the police come? ☐ No ☐ Yes

If yes, did they give you an Emergency Protective Order? ☐ Yes ☐ No ☐ I don't know

Attach a copy if you have one.

Your name: _____

Case Number: _____

4 Describe other recent abuse.

- a. Date of other recent abuse: _____
- b. Who was there? _____

- c. What did the person in ② do or say to you that made you afraid? _____

- d. Describe any use or threatened use of guns or other weapons. _____

- e. Describe any injuries. _____

- f. Did the police come? ☐ No ☐ Yes
If yes, did they give you an Emergency Protective Order? ☐ Yes ☐ No ☐ I don't know
Attach a copy if you have one.

5 ☐ Describe other abuse against you or your children.

- ☐ *If you need more space, check the box and attach Form MC-020. Or attach a sheet of paper and write "DV-101 — Description of Abuse" at the top.*

**Domestic Violence Packet Attachment to Application For
DOMESTIC VIOLENCE RESTRAINING ORDERS**

1. Have you participated in another case against the person who is to be restrained which involves child custody and/or visitation? ☐ Yes ☐ No
Name of Court and case number: _____
The Court's order or judgment regarding child custody and/or visitation was: _____
2. The child (ren) have been living with ☐ Mother ☐ Father ☐ Partner, since _____ (approx. date)
3. Are you currently involved in a dependency case? ____ Yes ____ No
4. ☐ I have an ☐ Emergency Protective Order, ☐ Criminal Temporary Restraining Order, or ☐ Criminal Restraining Order against the person who is to be restrained.
Name of the Court and case number: _____
☐ I have had no previous restraining orders against the person who is to be restrained.
5. The most recent incident of abuse by the Defendant was _____ (approx. date)
Defendant: ☐ hit me on the: ☐ arms ☐ legs ☐ face ☐ head ☐ stomach ☐ back ☐ eye
☐ kicked me on the _____
☐ pushed and/or shoved me: ☐ into wall ☐ to the floor
☐ threatened me with a weapon (specify weapon and describe incident): _____
☐ pulled my hair
☐ strangled me
☐ left bruises; describe: _____
☐ sexually abused me, describe: _____
☐ City Police/Sheriff was called; ☐ Defendant was arrested
Was a report taken? ☐ Yes ☐ No Report number: _____
☐ Other injuries: _____
6. The second most recent incident of abuse by the Defendant was _____ (approx. date)
Defendant: ☐ hit me on the: ☐ arms ☐ legs ☐ face ☐ head ☐ stomach ☐ back ☐ eye
☐ kicked me on the _____
☐ pushed and/or shoved me: ☐ into wall ☐ to the floor
☐ threatened me with a weapon (specify weapon and describe incident): _____
☐ pulled my hair
☐ strangled me
☐ left bruises; describe: _____
☐ sexually abused me, describe: _____
☐ City Police/Sheriff was called; ☐ Defendant was arrested
Was a report taken? ☐ Yes ☐ No Report number: _____
☐ Other injuries: _____

PLEASE COMPLETE INFORMATION ON REVERSE

7. The third most recent incident of abuse by the Defendant was _____.
(approx. date)
- Defendant: ☐ hit me on the: ☐ arms ☐ legs ☐ face ☐ head ☐ stomach ☐ back ☐ eye
☐ kicked me on the _____
☐ pushed and/or shoved me: ☐ into wall ☐ to the floor
☐ threatened me with a weapon (specify weapon and describe incident): _____
☐ pulled my hair
☐ strangled me
☐ left bruises; describe: _____
☐ sexually abused me, describe: _____
☐ City Police/Sheriff was called; ☐ Defendant was arrested
Was a report taken? ☐ Yes ☐ No Report number: _____
☐ Other injuries: _____

8. Since the last act of abuse, explain the delay, if any, in seeking this restraining order:

9. The most recent incident of threats to ☐ kill me; ☐ beat me; ☐ take child(ren) was on _____.
(approx. date)
He/She said _____

10. Defendant took our child(ren) on _____ and will not give them back.
(approx. date)
11. Defendant has ☐ physically abused ☐ sexually molested the child(ren).
Children's Protective Services ☐ is ☐ is not involved.
Describe the abuse:

12. Other past incidence of abuse: _____

13. Defendant ☐ has; ☐ does not have a firearm(s) which is ☐ registered; ☐ unregistered; ☐ do not know.
The firearm(s) is a (mark all applicable): ☐ hand-gun; ☐ rifle; ☐ other (describe) _____
I last saw the firearm(s) on _____.
(approx. date)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

..... (type or print name) _____ (signature of person to be protected)

☒ This form is attached to Form DV-130, Restraining Order After Hearing (*Order of Protection*).

① Protected person's name: _____

② Restrained person's name: _____

③ ☐ **Property Control**

Only the person in ① can use, possess, and control the following property: _____

④ ☐ **Debt Payment**

The person in ② must make these payments until this order ends:

☐ Check here if you need more space. Attach Form MC-020 or a sheet of paper and write "DV-170, Item 4—Debt Payment" at the top.

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

⑤ ☐ **Property Restraint**

The people in ① and ② must not transfer, borrow against, sell, hide, or get rid of any property, including animals, except in the usual course of business or for the necessities of life. In addition, each person must notify the other of any new or big expenses and explain them to the court. (*The person in ② cannot contact the person in ① if the court has made a "no contact" order.*)

⑥ ☐ **Attorney Fees and Costs**

The person in ② must pay the following lawyer fees and costs:

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

⑦ ☐ **Payments for Costs and Services**

The person in ② must pay the following:

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

Pay to: _____ for: _____ Amount: \$ _____ Due date: _____

⑧ **Other Orders**

This is a Court Order.

This form is attached to (*check one*): ☐ DV-110 ☐ DV-130

- 1 Protected person's name: _____ ☐ Mom ☐ Dad ☐ Other
- 2 Other parent's name: _____ ☐ Mom ☐ Dad ☐ Other

The Court Orders:

- 3** ☐ **Child Custody** is ordered as follows:

<p>Legal Custody to: <i>(Person who makes decisions about health, education, etc. Check at least one.)</i></p>	<p>Physical Custody to: <i>(Person the child lives with. Check at least one.)</i></p>
-----------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------

[illegible]

☐ If more children, check here. Attach a sheet of paper and write "DV-140, Item 3 — Child Custody" at the top.

* If Other, specify relationship to child and name of person: _____

- 4** ☐ **Child Visitation** is ordered as follows:

 - ☐ No visitation to ☐ Mom ☐ Dad ☐ Other (name): _____
 - ☐ See the attached _____ - page document, dated: _____
 - ☐ The parties must go to mediation at: _____
 - ☐ Until the next court order, visitation for ☐ Mom ☐ Dad ☐ Other _____ will be:
 - ☐ **Weekends** (starting): _____ (The 1st weekend of the month is the 1st weekend with a Saturday.)
☐ 1st ☐ 2nd ☐ 3rd ☐ 4th ☐ 5th weekend of month
 from _____ at _____ ☐ a.m. ☐ p.m. to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time) (day of week) (time)
 - ☐ **Weekdays** (starting): _____
 from _____ at _____ ☐ a.m. ☐ p.m. to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time) (day of week) (time)
 - ☐ **Other Visitation**
 Check here and attach a sheet of paper if there are other visitation days and times, like holidays, birthdays, sports events.
 List dates and times. Write "DV-140, Item 4 — Visitation" at the top.

- 5** ☐ **Supervised Visitation** — Follow orders on attached Form DV-150.

- 6 ☐ **Responsibility for Transportation for Visitation**
 “Responsibility for transportation” means the parent will take or pick up the child or make arrangements for someone else to do so.

 - ☐ Mom ☐ Dad ☐ Other (*name*): _____ **to** the visits.
 - ☐ Mom ☐ Dad ☐ Other (*name*): _____ **from** the visits.
 - ☐ Drop-off / pick-up of children will be at (*address*): _____

This is a Court Order.

Protected person's name: _____

7 ☐ **Travel With Children**

☐ Mom ☐ Dad ☐ Other (*name*): _____ *must* have written permission from the other parent, or a court order, to take the children outside of:

a. ☐ The State of California

b. ☐ Other place(s) (*list*): _____

8 ☐ **Child Abduction**

There is a risk that one of the parents will take the children out of California without the other parent's permission. The orders in Form DV-145 are attached and must be obeyed. (*Fill out and attach DV-145 to this form.*)

9 ☐ **Other Orders**

Check here and attach any other orders to this form. Write "DV-140, Item 9 — Other Orders" on the orders.

10 **Jurisdiction**

This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code starting with section 3400).

11 **Notice and Opportunity to Be Heard**

The responding party was given notice and an opportunity to be heard as provided by the laws of the State of California.

12 **Country of Habitual Residence**

The country of habitual residence of the child or children in this case is ☐ the United States of America or ☐ other (*specify*): _____.

13 **Penalties for Violating This Order**

If you violate this order, you may be subject to civil or criminal penalties, or both.

This is a Court Order.

☒ This form is attached to DV-100, Item 9.

1 Your name: _____ ☐ Mom ☐ Dad ☐ Other

2 Other parent's name: _____ ☐ Mom ☐ Dad ☐ Other

3 Change of Current Court Orders

☐ I want to change a current child custody or visitation court order.

Explain your current order and why you want a change. Then skip to 5 and finish the form. If you do not want a change, skip to 4 and finish the form. _____

4 ☐ I want to keep my current child custody court order without any changes. *If there are no court orders for custody, you cannot check this box. If you check this box, skip the rest of this form. If you have a copy of the current court order, attach it.*

5 Child Custody

I ask the court for custody as follows:

Legal Custody to: (Person who makes decisions about health, education, etc. Check at least one.)
Physical Custody to: (Person the child lives with. Check at least one.)

Child's Name	Date of Birth	Mom	Dad	Other*	Mom	Dad	Other*
a. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ If more children, check here. Attach a sheet of paper and write "DV-105, Item 5 — Child Custody" by your request.

**If Other, specify relationship to child and name of person:* _____

6 Child's Address

Where has the child in 5a lived for the last 5 years? Give each address unless it is private. Start with where the child lives now and work backwards in time.

Child 5a's addresses:

Child 5a lived with:

Mom Dad Other* Dates lived there:

_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____ to present
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____ to _____
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____ to _____
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____ to _____

**If Other, specify relationship to child and name of person:* _____

7 Other Children's Addresses

☐ Check here if the other child's (or children's) address information is the same as listed in 6.

☐ If it is different, check here. Attach a sheet of paper and write "DV-105, Item 7 — Other Children's Addresses" by your list. List other children's address information, including dates, and name of person child lived with.

This is not a Court Order.

Your name: _____

8 Other custody case?

Were you involved in, or do you know of, any other custody case for any child listed in this form?

☐ No ☐ Yes *If yes, fill out below:*

- a. Name of each child in other custody case: _____

- b. Type of case: ☐ Divorce ☐ Guardianship ☐ Adoption ☐ Juvenile ☐ Other (specify): _____
- c. I was a ☐ Witness ☐ Party ☐ Other (specify): _____
- d. Court (name): _____
Address: _____ City: _____ State: _____
- e. Date of court order: _____

9 Other people claim to have custody?Do you know of anyone who is not involved in this case who has or claims to have custody or visitation rights with any child listed on this form? ☐ No ☐ Yes *If yes, fill out below:*Name and address of that person: _____
_____☐ Has custody ☐ Claims custody rights ☐ Claims visitation rightsFor these children (name of each child):

_____☐ Check here if you need more space. Attach a sheet of paper and write "DV-105, Item 9" by your statement.**10 Visitation**I ask the court to order that the person in **2** have the following temporary visitation rights:*(Check all that apply)*

- a. ☐ No visitation until the hearing
- b. ☐ No visitation after the hearing
- c. ☐ The following visitation ☐ until the hearing ☐ after the hearing
- (1) ☐ **Weekends** (starting): _____ *(The 1st weekend of the month is the 1st weekend with a Saturday.)*
☐ 1st ☐ 2nd ☐ 3rd ☐ 4th ☐ 5th weekend of month
from _____ at _____ ☐ a.m. ☐ p.m. to _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time) (day of week) (time)
- (2) ☐ **Weekdays** (starting): _____
from: _____ at _____ ☐ a.m. ☐ p.m. to _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time) (day of week) (time)
- (3) ☐ **Other Visitation**

*Attach a sheet of paper with other visitation days and times, like holidays, birthdays, sports events. List dates and times. Write "DV-105, Item 10 — Visitation" by your statement.***This is not a Court Order.**

Your name: _____

11 ☐ Supervised Visitationa. I ask that the visitation in **10** be supervised by (write name and telephone number):

b. I ask that any costs for supervision be paid as follows:

Mom _____ % Dad _____ % Other (name) _____ %

12 ☐ Responsibility for Transportation for Visitation*"Responsibility for transportation" means the parent will take or pick up the child or make arrangements for someone else to do so.*a. ☐ Mom ☐ Dad ☐ Other (name): _____ **to** the visits.b. ☐ Mom ☐ Dad ☐ Other (name): _____ **from** the visits.c. ☐ Drop-off / pick-up of children will be at (address): _____
_____**13 ☐ Travel With Children**☐ Mom ☐ Dad ☐ Other (name): _____ **MUST** have written permission from the other parent, or a court order, to take the children outside of:a. ☐ The State of California.b. ☐ Other place(s) (list): _____
_____**14 ☐ Child Abduction**☐ I believe that there is a risk the other parent will take our child out of California without my permission.*If you check this box you must fill out and attach form DV-108.***15 ☐ Child Support**a. ☐ I ask the court for child support. *You must fill out and file FL-150 or FL-155 before your hearing.*b. ☐ I now receive or have applied for TANF, Welfare, CalWORKS, or Medi-Cal.c. ☐ I already have a child support order, but I want it changed.**16 Important!**

You must tell the court if you find out any other information about a custody case in any court for the children listed on this form.

This is not a Court Order.

This form is attached to (check one): ☐ DV-110 ☐ DV-130

1 Protected person's name: _____ ☐ Mom ☐ Dad ☐ Other

2 Other parent's name: _____ ☐ Mom ☐ Dad ☐ Other

The Court Orders:

3 ☐ Child Custody is ordered as follows:

Legal Custody to: (Person
who makes decisions about health,
education, etc. Check at least one.)

Physical Custody to:
(Person the child lives with.
Check at least one.)

Child's Name	Date of Birth	Mom	Dad	Other*	Mom	Dad	Other*
a. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. _____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ If more children, check here. Attach a sheet of paper and write "DV-140, Item 3 — Child Custody" at the top.

* If Other, specify relationship to child and name of person: _____

4 ☐ Child Visitation is ordered as follows:

- a. ☐ No visitation to ☐ Mom ☐ Dad ☐ Other (name): _____
- b. ☐ See the attached _____ - page document, dated: _____
- c. ☐ The parties must go to mediation at: _____
- d. ☐ Until the next court order, visitation for ☐ Mom ☐ Dad ☐ Other _____ will be:

(1) ☐ Weekends (starting): _____ (The 1st weekend of the month is the 1st weekend with a Saturday.)
☐ 1st ☐ 2nd ☐ 3rd ☐ 4th ☐ 5th weekend of month
 from _____ at _____ ☐ a.m. ☐ p.m. to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time) (day of week) (time)

(2) ☐ Weekdays (starting): _____
 from _____ at _____ ☐ a.m. ☐ p.m. to _____ at _____ ☐ a.m. ☐ p.m.
 (day of week) (time) (day of week) (time)

(3) ☐ Other Visitation

Check here and attach a sheet of paper if there are other visitation days and times, like holidays, birthdays, sports events.
 List dates and times. Write "DV-140, Item 4 — Visitation" at the top.

5 ☐ Supervised Visitation — Follow orders on attached Form DV-150.

6 ☐ Responsibility for Transportation for Visitation

"Responsibility for transportation" means the parent will take or pick up the child or make arrangements for someone else to do so.

- a. ☐ Mom ☐ Dad ☐ Other (name): _____ to the visits.
- b. ☐ Mom ☐ Dad ☐ Other (name): _____ from the visits.
- c. ☐ Drop-off / pick-up of children will be at (address): _____

This is a Court Order.

Protected person's name: _____

7 ☐ **Travel With Children**☐ Mom ☐ Dad ☐ Other (*name*): _____ *must* have written permission from the other parent, or a court order, to take the children outside of:a. ☐ The State of Californiab. ☐ Other place(s) (*list*): _____**8** ☐ **Child Abduction**

There is a risk that one of the parents will take the children out of California without the other parent's permission. The orders in Form DV-145 are attached and must be obeyed. (*Fill out and attach DV-145 to this form.*)

9 ☐ **Other Orders**

Check here and attach any other orders to this form. Write "DV-140, Item 9 — Other Orders" on the orders.

10 **Jurisdiction**

This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code starting with section 3400).

11 **Notice and Opportunity to Be Heard**

The responding party was given notice and an opportunity to be heard as provided by the laws of the State of California.

12 **Country of Habitual Residence**

The country of habitual residence of the child or children in this case is ☐ the United States of America or ☐ other (*specify*): _____.

13 **Penalties for Violating This Order**

If you violate this order, you may be subject to civil or criminal penalties, or both.

This is a Court Order.

Parent-Child Relationship Declaration
(Family Code Section 6323)

Case Name _____ Case Number _____

I, _____, declare:
(print name of declarant)

I am the father/mother and the other party is the father/mother of the following child(ren):
(circle one) (circle one)

_____ Date of Birth _____

_____ Date of Birth _____

_____ Date of Birth _____

CHECK THE STATEMENT(S) THAT APPLY TO YOU:

1. _____ I gave birth to (all of) the child(ren).
2. _____ The child(ren) was/were born during marriage/domestic partnership or within 300 days after separation.
3. _____ I/we adopted the child(ren) or are in process of adoption the child(ren).
4. _____ I have/the other party has signed a valid declaration of paternity.
5. _____ The Juvenile Court has made a determination that there is a parent-child relationship between the father and the child(ren)/mother and the child(ren).
6. _____ A court has determined paternity in a local child support agency case where custody and/or visitation was an issue.
7. _____ I have been determined to be the parent of the child(ren) through a Uniform Parentage Act court order.
8. _____ There are current Child Custody and Visitation orders as follows:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____
Signature of Declarant

☒ This form is attached to DV-140, *Child Custody and Visitation Order*.

1 Protected person's name: _____ ☐ Mom ☐ Dad ☐ Other*

2 Other parent's name: _____ ☐ Mom ☐ Dad ☐ Other*

* If "Other," specify relationship with child: _____

The Court Finds:

3 There is a risk that (*name of parent*): _____ might take the children without permission because that parent: (*Check all that apply*)

a. ☐ Has violated — or threatened to violate — a custody or visitation order in the past

b. ☐ Does not have strong ties to California

c. ☐ Has done things that make it easy for him or her to take the child without permission. He or she has: (*Check all that apply*)

☐ Quit his or her job

☐ Sold his or her home

☐ Closed a bank account

☐ Ended a lease

☐ Sold or gotten rid of assets

☐ Hidden or destroyed documents

☐ Applied for a passport, birth certificate, or school or medical records

d. ☐ Has a history of: (*Check all that apply*)

☐ Domestic violence

☐ Child abuse

☐ Not cooperating with the other parent in parenting

☐ Taking the children without permission

e. ☐ Has a criminal record

f. ☐ Has family or emotional ties to another county, state or foreign country

Note: If item "f" is checked, at least one other item in items a-e must be checked also.

The Court Orders:

The Court makes the following orders to prevent the parent in 3 from taking the children without permission. These orders are valid in other states and any country that has signed The Hague Convention on The Civil Aspects of International Child Abduction.

4 ☐ **Post a Bond**

The parent in 3 must post a bond for \$ _____.

5 ☐ **Do Not Move Without Permission of the Other Parent or Court Order**

The parent in 3 must *not* move with the children without written permission from the other parent or a court order.

6 ☐ **Do Not Travel Without Permission of the Other Parent or Court Order**

The parent in 3 must *not* travel with the children outside: (*Check all that apply*)

☐ This county ☐ California ☐ The United States ☐ Other (*specify*): _____
without written permission of the other parent or a court order.

7 ☐ **Notify Other State of Travel Restrictions**

The parent in 3 must register this order in the state of _____ before the children can travel to that state for visits.

This is a Court Order.

Your name: _____

Case Number: _____

- 8

☐ **Turn In and Do Not Apply for Passports or Other Vital Documents**
The parent in ③ must *not* apply for passports or other documents (such as visas or birth certificates) that can be used for travel, and must turn in the following documents:

- 9

☐ **Provide Itinerary and Other Travel Documents**
The parent in ③ must give the other parent the following before traveling with the children:
☐ The children’s travel itinerary
☐ Copies of round-trip airline tickets
☐ Addresses and telephone numbers where the children can be reached
☐ An open airline ticket for the other parent in case the children are not returned
☐ Other (*specify*): _____
- 10

☐ **Notify Foreign Embassy or Consulate of Passport Restrictions**
The parent in ③ must notify the embassy or consulate of _____ of this order and provide the court with proof of that notification within _____ calendar days.
- 11

☐ **Foreign Custody and Visitation Order**
The parent in ③ must get a foreign custody and visitation order equal to the most recent U.S. order before the children can travel to that country for visits. The court recognizes that foreign orders may be changed or enforced depending on the laws of that country.
- 12

☐ **Enforcing the Order**
The court authorizes any law enforcement officer to enforce this order. In this county, contact the Child Abduction Unit of the Office of the District Attorney at:

- 13

☐ **Other**

Notice to Authorities in Other States and Countries

This court has jurisdiction to make child custody orders under California’s Uniform Child Custody Jurisdiction and Enforcement Act (California Family Code, part 3, § 3400 et seq.) and The Hague Convention on the Civil Aspects of International Child Abduction (42 U.S.C. § 11601 et seq.). If jurisdiction is based on other factors, they will be listed in item 13 above.

This is a Court Order.

☒ This form is attached to DV-105, *Child Custody, Visitation, and Support Request*.

1 Your name: _____ ☐ Mom ☐ Dad ☐ Other*

2 Other parent's name: _____ ☐ Mom ☐ Dad ☐ Other*

* If "Other," specify relationship with child: _____

3 Do you think the other parent might take the children without your permission to:

a. ☐ Another county in California? ☐ Yes ☐ No If "yes," what county? _____

b. ☐ Another state? ☐ Yes ☐ No If "yes," what state? _____

c. ☐ A foreign country? ☐ Yes ☐ No If "yes," what country? _____

If "Yes," is the other parent a citizen of that country? ☐ Yes ☐ No

If "Yes," does the other parent have family or emotional ties to that country? ☐ Yes ☐ No

Explain:

4 Why do you think the other parent may take the children without your permission?

The other parent: (*Check all that apply*)

a. ☐ Has violated — or threatened to violate — a custody or visitation order in the past.

b. ☐ Does not have strong ties to California

c. ☐ Has done things recently that make it easy for him or her to take the children without permission. He or she has: (*Check all that apply*)

☐ Quit his or her job

☐ Sold his or her home

☐ Closed a bank account

☐ Ended a lease

☐ Sold or gotten rid of assets

☐ Hidden or destroyed documents

☐ Applied for a passport, birth certificate, or school or medical records

d. ☐ Has a history of: (*Check all that apply*)

☐ Domestic violence

☐ Child abuse

☐ Not cooperating with me in parenting

☐ Taking the children without my permission

e. ☐ Has a criminal record

f. Please explain your answers to a–e:

This is not a Court Order.

Your name: _____

Case Number: _____

What orders do you want? Check the boxes that apply to your case. ☒

5 ☐ Post a Bond

I ask the court to order the other parent to post a bond for \$ _____. If the other parent takes the children without my permission, I can use this money to bring the children back.

6 ☐ Do Not Move Without My Permission or Court Order

I ask the court to order the other parent *not* to move with the children without my written permission or a court order.

7 ☐ No Travel Without My Permission

I ask the court to order the other parent *not* to travel with the children outside: (*Check all that apply*)

☐ This county ☐ California ☐ The United States ☐ Other (*specify*): _____

8 ☐ Notify Other State of Travel Restrictions

I ask the court to order the other parent to register this order in the state of _____ before the children can travel to that state for visits.

9 ☐ Turn In and Do Not Apply for Passports or Other Vital Documents

I ask the court to order the other parent to turn in and *not* apply for passports or other documents (such as visas or birth certificates) that can be used for travel.

10 ☐ Provide Itinerary and Other Travel Documents

If the other parent is allowed to travel with the children, I ask the court to order the other parent to give me before leaving:

- ☐ The children's travel itinerary
- ☐ Copies of round-trip airline tickets
- ☐ Addresses and telephone numbers where the children can be reached
- ☐ An open airline ticket for me in case the children are not returned
- ☐ Other (*specify*): _____

11 ☐ Notify Foreign Embassy or Consulate of Passport Restrictions

I ask the court to order the other parent to notify the embassy or consulate of _____ of this order and to provide the court with proof of that notification within _____ calendar days.

12 ☐ Foreign Custody and Visitation Order

I ask the court to order the other parent to get a custody and visitation order in a foreign country equal to the most recent U.S. order before the children can travel to that country for visits. I understand that foreign orders may be changed or enforced depending on the laws of the country.

13 I declare under penalty of perjury under the laws of the State of California that the information on this form is true and correct.

Date: _____

Type or print your name



Sign your name

This is not a Court Order.

☒ This form is attached to Child Custody and Visitation Order (DV-140).

1 Protected person's name: _____ ☐ Mom ☐ Dad ☐ Other

2 Other parent's name: _____ ☐ Mom ☐ Dad ☐ Other

The Court Orders:

3 Parent to be supervised is: ☐ Mom ☐ Dad ☐ Other (*name*): _____

4 **Type of Visitation**

- ☐ a. Supervised visitation
☐ b. Supervised exchange only
☐ c. Therapeutic visitation (licensed mental health professional)

5 **Type of Provider**

- ☐ a. Professional (individual or supervised visitation center)
☐ b. Nonprofessional

6 **Provider's Information**

Name: _____

Address: _____

Phone #: _____

7 **Schedule of Visits** — see Form DV-140 or 10 below.

8 **Costs will be paid as follows:**

- Mom to pay: _____ %
■ Dad to pay: _____ %
■ Other: _____

9 **Contact With Provider**

- Mom to contact provider before (*date*): _____
■ Dad to contact provider before (*date*): _____
■ Other: _____

10 **The court also orders (*specify*):** _____

This is a Court Order.